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7 **UNITED STATES DISTRICT COURT**
8 **DISTRICT OF NEVADA**
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10 KAMAL P. LALWANI, *et al.*,

11 Plaintiffs,

12 v.

13 WELLS FARGO BANK, N.A., *et al.*,

14 Defendants.
15

Case No. 2:11-CV-00084-KJD-PAL

ORDER

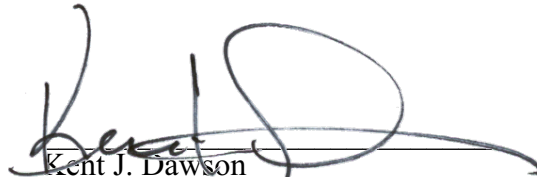
16 Presently before the Court is Defendant MERSCORP Inc.'s and Mortgage Electronic
17 Registration Systems' Motion to Dismiss (#6/7). Plaintiffs filed a response in opposition (#17) to
18 which Defendants replied (#19). Defendants move to dismiss this action, because despite the
19 allegations of the complaint, the MERS Defendants took no actions of any kind in this case. While
20 MERS typically appears as a named beneficiary or nominee of the lender in a Deed of Trust, MERS
21 was not so named in the Deed of Trust at issue in this case. Furthermore, MERS does not appear
22 anywhere in the substitutions of trustee, notices, or other documents recorded or offered for judicial
23 notice in this action. It is simply one of the rare cases in which MERS has no involvement.

24 Accordingly, IT IS HEREBY ORDERED that Defendant MERSCORP Inc.'s and Mortgage
25 Electronic Registration Systems' Motion to Dismiss (#6/7) is **GRANTED**;
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1 IT IS FURTHER ORDERED that the Clerk of the Court enter **JUDGMENT** for Defendant
2 MERSCORP Inc. and Defendant Mortgage Electronic Registration Systems and against Plaintiffs.

3 DATED this 30th day of September 2011.

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Kent J. Dawson
United States District Judge